

ILLINOIS COMMERCE COMMISSION

MENARD ELECTRIC COOPERATIVE,

Complainant,

VS.

AMERENCIPS d/b/a CENTRAL ILLINOIS
PUBLIC SERVICE COMPANY,

Respondent.

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No. 01-0443

ICC DOCKET NO. 01-0443

MENARD EXHIBIT NO. _____

WITNESS: _____

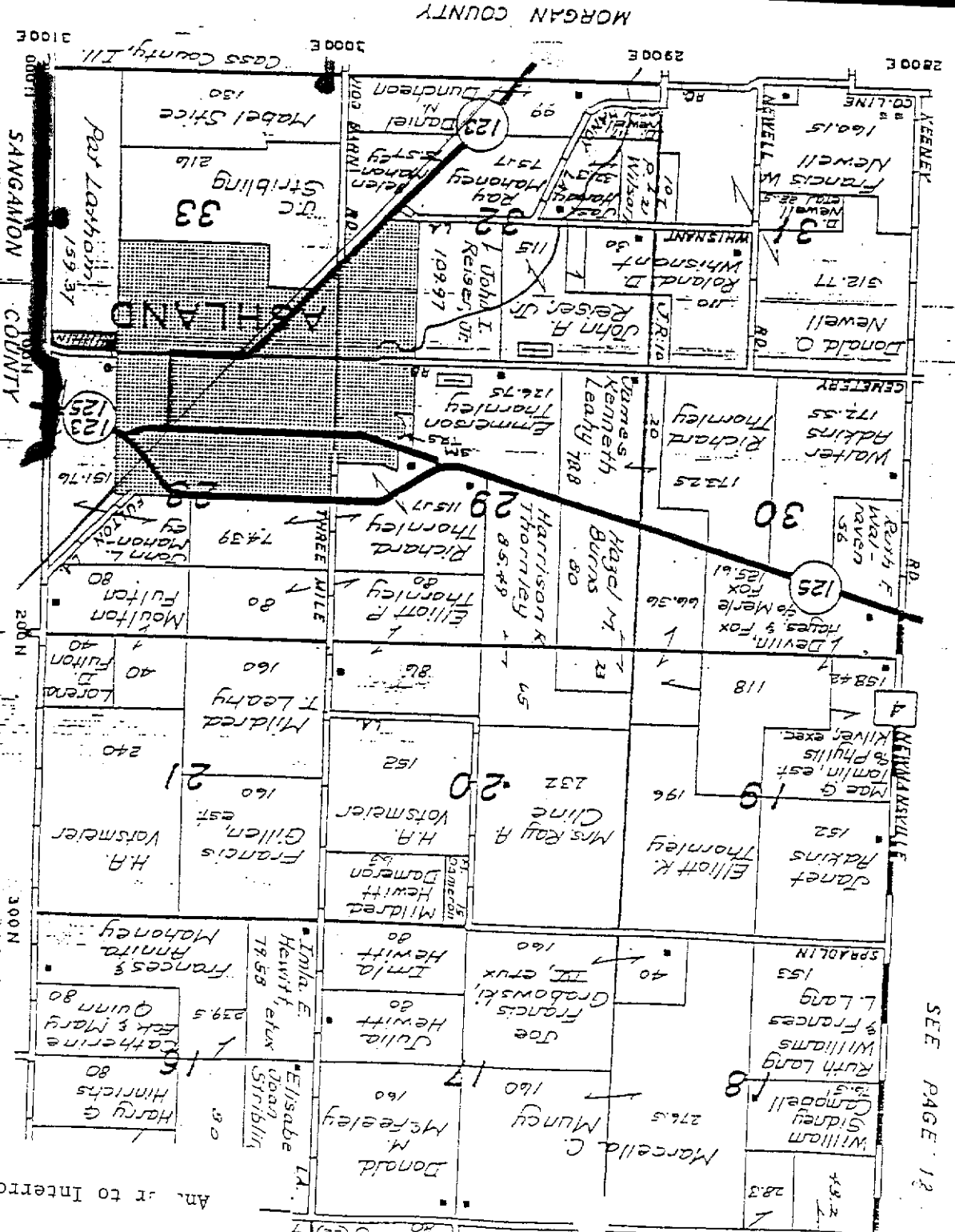
DATE: _____

REPORTER: _____

FERTILIZER

PLEASANT PLAINS: 626-1123
 NEW-BERLIN: 488-3125
 ASHLAND: 476-3438
 WAVERLY: 435-5241
 CURRAN: 483-4512
 PRENTICE: 476-3424
 ALEXANDER: 478-3311

Menard existing
 July 2, 1965
 Line.



RECORD SHEET

Case No. 93-P-63

ESTATE

Nature of Case

ESTATE OF
PATRICK DAVIN LATHOM,
deceased

Attorneys:

MCCLURE, BRANNAN, & HARDWICK

Form AO 69-32 Dyers Printing Company, Springfield, Illinois.

DATE	JUDGE AND REPORTER		COSTS
12 29 93	Welch	Petition for Probate of Will and for Independent Letters Testamentary filed. Affidavit of Heirship filed. Order Declaring Heirship entered. Last Will and Testament heretofore filed Dec. 15, 1993. Order Admitting Will to Probate entered. Order Appointing Legal Representative of Decedent's Estate entered. Bond of Legal Representative- No Surety filed and approved. Oath of Office filed. Letters issued.	50.75 5.00 6.00
1 5 94		Rights of Interested Persons During Independent Administration; Form of Petition to Terminate Administration filed. Notice to Heirs and Legatees -- Will Admitted filed. Certificate of Service filed.	
1 24 94		Inventory filed. Certificate of Service filed.	
2 14 94		Certificate of Publication filed.	
8 3 94		1 certified copy of Will.	4.50 pd.
12 18 96		Certificate of Service filed.	
1 15 97	Welch	Entry of Appearance filed. (4) Order of Discharge entered.	
1 17 97		Clerk's Certificate of Final Account filed.	

(PAGE TEN)

FILED

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

DEC 29 1993

*Evelyn K. Genter
Circuit Clerk, Cass County, Ill.*

ESTATE OF)
PATRICK DAVIN LATHOM,)
DECEASED)

NO. 93-P- 63

PETITION FOR PROBATE OF WILL
AND FOR INDEPENDENT LETTERS TESTAMENTARY

Martin Patrick Lathom on oath states:

1. Patrick Davin Lathom, whose place of residence at the time of death was 217 North Illini, P.O. Box 315, Ashland, Cass County, Illinois, died December 8, 1993, in Ashland, Illinois, leaving a Will dated January 17, 1974, which I believe to be valid and the Last Will and Testament of Patrick Davin Lathom.

2. Approximate value of the estate in this state:

Personal - \$100,000 Real Estate - \$800,000

Annual income from real estate - Undetermined

3. The names and post office addresses of the testator's heirs, legatees, and devisees are:

Heir-H
Legatee-L Minor-M

Name	Relationship	Devisee-D Incompetent-I	Address
Martin Patrick Lathom	Son	H,L,D	Rural Route 1, Box 50 Pleasant Plains, IL 62677
G. Thomas Lathom	Son	H,L,D	Centre Square West 32nd Floor 1500 Market Street Philadelphia, PA 19102

Mary Francis
Standley

Daughter

H,L,D

14 Merrygrove Drive
Jacksonville, IL
62650

Elizabeth Ann
Alexander

Daughter

H,L,D

402 South Diamond
Jacksonville, IL
62650

4. The testator nominated as Executor the following,
qualified and willing to act:

<u>Name</u>	<u>Post Office Address</u>
Martin Patrick Lathom	Rural Route 1, Box 50 Pleasant Plains, IL 62677

I ask that the Will be admitted to probate and that
Independent Letters Testamentary issue.

I ask that no authorization to appraise goods and
chattels issue.

Martin P. Lathom

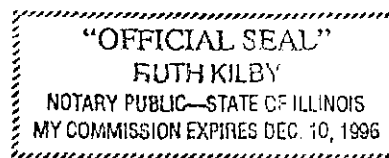
Martin Patrick Lathom
Rural Route 1, Box 50
Pleasant Plains, IL 62677

Signed and sworn to before me

December 29, 1993.

Ruth Kilby

Notary Public



McCLURE, BRANNAN & HARDWICK
Attorneys for Petitioner
P.O. Box 48
Virginia, IL 62691
Telephone: (217) 452-3037

(PAGE TWELVE)

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

FILED

DEC 29 1993

Evelyn H. Hunter
Circuit Clerk, Cass County, Ill.

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

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NO. 93-P- 63

AFFIDAVIT OF HEIRSHIP

Martin Patrick Lathom, being first duly sworn upon his oath, deposes and says:

1. That, your deponent is an adult resident of the City of Pleasant Plains, County of Sangamon, and State of Illinois.

2. That, your affiant is the son of Patrick Davin Lathom who died December 8, 1993, and who resided at 217 North Illini, Ashland, Cass County, Illinois, at the time of his passing.

3. That, as the son of the said Patrick Davin Lathom, your affiant is familiar with his heirship.

4. That, during his lifetime, the said Patrick Davin Lathom was married but once, that marriage being to Wandalee Lathom, which marriage ended upon the death of Wandalee Lathom in 1978.

5. That, as the result of the aforesaid marriage, there were born four (4) children as follows: Martin Patrick Lathom, G. Thomas Lathom, Mary Francis Standley, and Elizabeth Ann Alexander.

6. That, the said Patrick Davin Lathom did not adopt nor enter into any contracts to adopt any children during his lifetime.

7. Based upon the foregoing, your affiant is of the opinion that at the time of the death of the said Patrick Davin Lathom on December 8, 1993, he left surviving as his sole and only heirs at law the following:

Martin Patrick Lathom, son;

G. Thomas Lathom, son;

Mary Frances Standley, daughter; and

Elizabeth Ann Alexander, daughter.

Further your affiant saith not.

Martin P. Lathom

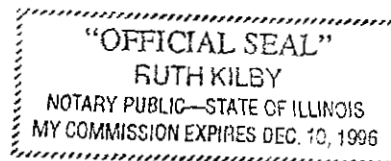
Martin Patrick Lathom

Signed and sworn to before me

December 29, 1993.

Ruth Kilby

Notary Public



McCLURE, BRANNAN & HARDWICK
Attorneys for Petitioner
P.O. Box 48
Virginia, IL 62691
Telephone: (217) 452-3037

(PAGE FOURTEEN)

FILED

DEC 29 1993

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

Evelyn K. Hunter
Circuit Clerk, Cass County, Ill.

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

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NO. 93-P- 63

ORDER DECLARING HEIRSHIP

After considering evidence concerning heirship, the
Court ascertains and declares that Patrick Davin Lathom,
deceased, left as his only heirs at law:

Martin Patrick Lathom, son;

G. Thomas Lathom, son;

Mary Francis Standley, daughter; and

Elizabeth Ann Alexander, daughter.

ENTER:

12-29

1993.

R. E. W.

JUDGE

McCLURE, BRANNAN & HARDWICK
Attorneys for Petitioner
P.O. Box 48
Virginia, IL 62691
Telephone: (217) 452-3037

(PAGE FIFTEEN)

FILEDLAST WILL AND TESTAMENTOF

DEC 15 1993

PATRICK D. LATHOM*Erlynn H. Jenter*
Circuit Clerk, Cass County, Ill.

I, PATRICK D. LATHOM, a resident of Rural Route,
Pleasant Plains, Cass County, Illinois, hereby revoke all of
my former Wills and Codicils, if any, and declare the follow-
ing as my Will:

ARTICLE I

I direct that all costs of administration upon my
estate as well as my funeral expenses, specifically including
costs of a burial lot and a suitable monument and marker, if
needed, be paid by my Executor, hereinafter named, as soon
after my death as may be practicable.

ARTICLE II

In the event my wife, WANDALEE M. LATHOM, shall
survive me for a period of at least thirty (30) days from the
date of my death, then I give and devise unto her all of my
real estate, specifically including real estate hereafter
referred to as the "Home Place" and legally described as:

The South Ninety (90) acres of the East Half
of the East Half of Section Thirty-three (33),
Township Seventeen (17) North, Range Eight
(8) West of the Third Principal Meridian,
Cass County, Illinois,

my said wife to have and hold all of my said real estate for
and during her natural life only, and upon her death, I give and
devise all of my said real estate unto my children in equal shares,
share and share alike, the descendants of any child who may pre-
decease me to take their ancestor's share, per stirpes, provided,
however, that said devise of all of my real estate to my said
children shall be subject to the following condition: In the
event my son, MARTIN P. LATHOM, with whom I am now, and for

many years past have been, farming, desires to purchase said 90 acre tract, hereafter referred to as the "Home Place", from my estate, he shall have the option to do so in the following manner:

- (a) Within 120 days from the date of my said wife's death, my said son shall file with the Recorder of Deeds of Cass County, Illinois, an election signed by my said son, indicating his desire to purchase the "Home Place";
- (b) Upon the filing of such election my said son shall request a Circuit Judge of Cass County, Illinois, to appoint three disinterested appraisers, and said appraisers shall go upon the "Home Place" and make appraisal thereof, including all improvements thereon and growing crops, if applicable. Said appraisers shall further cause appraisal to be made of all of the rest, residue, and remainder of my real estate, including any and all improvements thereon, together with growing crops, if applicable;
- (c) Said appraisers shall then file their separate written appraisals with the Recorder of Deeds Office specifying their several opinions as to the full fair cash market value of said "Home Place", and their several opinions as to the full fair cash market value of the remaining portion of all my real estate, said latter appraisal to fully take into account any reduction in value as to real estate located immediately adjacent to the north of the "Home Place" which might result from a severance of said "Home Place" from the remainder of said total acreage which presently is farmed and operated as a unit;
- (d) The average of the three appraisals concerning the "Home Place", added to the average of the three appraisals concerning all of the rest, residue, and remainder of my real estate, shall constitute the total and separate values of my real estate for purposes of this Article II and for purposes of division as herein provided;
- (e) Upon ascertaining the total value of all of my real estate, both "Home Place" and remaining real estate, my said son shall, within 90 days after filing of the last written appraisal hereinabove provided for, pay over to each of my other children one-fourth of the difference in value between the value of the "Home Place" and the value of what would be my said son's undivided one-fourth interest in the value of all of my real estate, including the "Home Place";
- (f) Upon my said son electing to purchase the "Home Place", and consummation of said purchase as hereinabove provided, my said son's interest in all of the rest, residue, and remainder of my real estate, exclusive of the "Home Place", shall divest and my children other than said MARTIN P. LATHOM shall be the sole and exclusive owners of said rest, residue, and remainder of my real estate;

(g) Upon payment being made to my other children by my said son, as aforesaid, relative to the difference in value between what would be my said son's undivided one-fourth interest in all my real estate and the value concerning the "Home Place", my said other children shall execute and deliver a Deed of Conveyance to said "Home Place" as my said son may direct;

(h) In the event any of my children, other than my said son, MARTIN P. LATHOM, shall be deceased at the time my said son is to make payment pertaining to adjustment concerning values between the "Home Place" and what would be my said son's undivided one-fourth interest in all of my real estate, my said son shall pay over such share to the descendants of any child who might be deceased, per stirpes;

(i) If for any reason the value of the "Home Place" should be less than what would be the one-fourth interest of my said son, MARTIN P. LATHOM, in all of my real estate including the "Home Place", and my said son elects to purchase said "Home Place", my other children are directed to each pay over to my said son one-fourth of the difference in value, as above determined, between the "Home Place" and what would be my said son's undivided one-fourth interest in all of my real estate, including the value of the "Home Place" and my other real estate, such payment by each of my other children to be made to my said son, MARTIN P. LATHOM, within one (1) year from the date of filing of an election to purchase said "Home Place" by my said son. I direct that a lien be imposed upon all of my real estate, other than the "Home Place", to secure payment of said amounts to my said son, and I further direct that my other children fully satisfy said lien, in default of which my said son shall have the right to institute an action to enforce payment of sums which may be due from any one or more of my other children;

(j) Any expenses, including, but not by way of limitation, appraisers', legal, and filing fees, incurred in connection with my said son's election to purchase the "Home Place" shall be solely paid for by him, insofar as said fees do not relate to legal costs independently incurred by any of my other children relative to representation concerning my said son's election to purchase, and purchase, of said "Home Place". In the event I shall survive my said wife, and my said son exercises his option to purchase, and in fact purchases, said "Home Place" under Article III, *infra*, all reasonable expenses incurred in connection with said election to purchase, and purchase, shall be paid for out of the residue of my personal estate.

(k) Should any one or more of my children, other than my said son, MARTIN P. LATHOM, die prior to completion of all matters relative to exercise of the aforesaid election option by my said son, MARTIN P. LATHOM, and leave no descendants surviving, the percentages to be paid over by either or both my said son and my said other children as adjustments shall be accordingly modified to take into account only shares applicable to living children and those children who might be deceased who have descendants surviving them;

(1) In providing my son with the above election option it was and is my intention that each of my children should receive an approximately equal amount of acreage in farm real estate now owned by me or in which I have an interest, and the acreage allocated to that which I refer to as the "Home Place" in my judgment represents approximately one-fourth of all of the farm real estate that I now own or have an interest in;

In the event any questions shall arise concerning interpretation of any provision of this Article II, the decision of my Executor concerning the same shall be final and binding upon all interested parties, absent willful or wanton misconduct on the part of my Executor in making such determination or decision.

In the event my said wife shall survive me as aforesaid, I further give, devise and bequeath unto her all of the rest, residue and remainder of my personal estate, of whatever nature and wheresoever located, subject, however, to the provision and direction that, in the event I shall be the owner, either in part or whole, at the time of my death, of any farm machinery and equipment, including, but not by way of limitation, tractors, combines, farm trucks, pick-up trucks, and similar equipment items, my aforesaid son, MARTIN P. LATHOM, shall have the option of purchasing the same from my estate upon the basis of appraisal values.

In the event my said wife so survives me, I expressly make no provision herein for any of my children, other than as hereinabove specified concerning the described real estate and farm machinery and equipment.

ARTICLE III

Should my said wife predecease me, or fail to survive me for a period of at least thirty (30) days from the date of my death, then I give, devise and bequeath all of the rest, residue and remainder of my estate, of whatever nature and wheresoever located, unto my children in equal shares, share and share alike, the descendants of any child or children who may have predeceased me to take their ancestor's share, per stirpes, provided, however,

(PAGE NINETEEN)

LAST WILL AND TESTAMENT OF PATRICK D. LATHOM.

Page 19

that my said son, MARTIN P. LATHOM, shall have the option to purchase certain real estate and farm machinery and equipment described and referenced in foregoing Article II, upon the same terms and conditions, and through the same manner, as therein expressed.

ARTICLE IV

I hereby nominate and appoint my said wife to act as Executor of this, my Last Will and Testament, and I direct that all statutory surety provisions be waived as to any official bonds required to be filed by her in such capacity. In the event my said wife is, for any reason, unwilling or unable to act, or to complete her duties, as Executor, then I nominate and appoint my son, MARTIN P. LATHOM, to act as Executor, also with the aforesaid waiver of surety on all official bonds. In the event my said son is, for any reason, unwilling or unable to act, or to complete his duties, as Executor, then I nominate and appoint my son, GLEN THOMAS LATHOM, to act as Executor, also with the aforesaid waiver of surety on all official bonds. I specifically direct my Executor to first satisfy claims, taxes, administration expenses, and other costs relating to my estate out of my personal property. In addition to the foregoing authority, said Executor shall have the following powers and discretions, in each case to be exercisable without any court orders and without any liability on the part of Executor, absent willful and wanton misconduct, to-wit:

- A. To retain, to sell, to lease, to borrow money and for that purpose to mortgage or to pledge, all or any part of the real or personal property of my estate;
- B. To settle claims in favor of or against my estate;
- C. To exercise or not to exercise any election or option granted to Executor by the Internal Revenue Code in force at my death, even though such exercise or non-exercise increases or decreases estate principal or income;
- D. To distribute the residue of my estate in cash or in kind or partly in each, and for this

purpose the determination of Executor as to the value of any property distributed in kind shall be conclusive; and

- E. To execute and deliver any deeds, contracts, mortgages, bills of sale or other instruments necessary or desirable for the exercise of Executor's powers and discretions.

ARTICLE V

Should my said wife and I die as the result of a common disaster or otherwise under circumstances whereby it cannot with reasonable certainty be ascertained which of us died first, it shall be presumed that I survived my said wife. Should any of my children die in, or as a result of, the same common disaster above referred to or otherwise under circumstances whereby the chronological order of death of myself, my said wife, and any of my deceased children cannot, with reasonable certainty, be ascertained, it shall be presumed that I survived my said wife and deceased children.

IN WITNESS WHEREOF, I have hereunto set my hand and seal to this, my Last Will and Testament, consisting of eight pages, after initialing or signing each page hereof, on this, the 17th day of January, 1974, in the presence of witnesses.

Patrick D. Lathom
PATRICK D. LATHOM

ATTESTATION

We, the undersigned, hereby certify that on the date above set forth, we saw PATRICK D. LATHOM sign the foregoing instrument after declaring the same in our presence to be his Last Will and that, at his request and in his presence and sight and in the presence and sight of each other we have signed our

LAST WILL AND TESTAMENT OF PATRICK D. LATHOM.

Page 6 P.D.L.

names below as attesting witnesses, believing the testator at the time of executing the foregoing instrument to be of sound mind and memory and under no constraint nor undue influence.

Robert B. Thompson residing at Jacksonville, Ill.

Ellen Harkness residing at Jacksonville, Ill.

Norma J. Ator residing at Jacksonville, Ill.

STATE OF ILLINOIS }
COUNTY OF MORGAN } SS.

AFFIDAVIT OF ATTESTING WITNESSES
TO EXECUTION OF WILL

We, the attesting witnesses to the Will of PATRICK D. LATHOM, on oath state that each of us was present on January 17, 1974, and saw the testator sign the Will, of which this affidavit is a part, in our presence; that the Will was attested by each of us in the presence and sight of the testator and all the other attesting witnesses; and that each of us believed the testator to be of sound mind and memory and under no constraint nor undue influence at the time testator signed the Will.

Robert B. Thompson

Ellen Harkness

Norma J. Ator

Signed and sworn to before me January 17, 1974.



My Commission Expires:

NOTARY PUBLIC

8/16/77

LAST WILL AND TESTAMENT admitted into Probate this 29th
day of December, A. D., 1993.

/s/ Robert L. Welch

LAST WILL AND TESTAMENT OF PATRICK D. LATHOM.

(PAGE TWENTY THREE)

Page 8

PD-L

FILED

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

DEC 29 1993

Erlynn H. Hunter
Circuit Clerk, Cass County, Ill.

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

NO. 93-P-63

ORDER ADMITTING WILL TO PROBATE

On the verified Petition of Martin Patrick Lathom for admission to probate of the Will of Patrick Davin Lathom who died December 8, 1993,

IT IS ORDERED that the Will of Patrick Davin Lathom, dated January 17, 1974, is admitted to probate.

ENTER:

12 - 27

1993.

Renell
JUDGE

McCLURE, BRANNAN & HARDWICK
Attorneys for Petitioner
P.O. Box 48
Virginia, IL 62691
Telephone: (217) 452-3037

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

FILED

JAN 24 1994

Evelyn K. Hunter
Circuit Clerk, Cass County, Ill.

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

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NO. 93-P-63

INVENTORY

The following is the Inventory of the real and personal property of the decedent that has come to the knowledge of the legal representative of this estate and of any cause of action on which there is a right to sue:

REAL ESTATE

1. Residence - See Exhibit "A";
2. Davin Farm - See Exhibit "B";
3. McCubbins Farm (one-half interest) plus improvements - See Exhibit "C"
4. Home Place plus improvements - See Exhibit "D".

PERSONAL PROPERTY

1. Grain:
 - A. 9800 bushel corn (approximately)
 - B. 2300 bushel beans (approximately)
2. State Bank of Ashland:
 - A. Thirty (30) shares of common stock;
 - B. Checking Account #247839 \$ 2,277.99
3. Sixty-seven (67) U. S. Government E Bonds at \$25 face value
4. 1989 Ford Taurus
5. Franklin Life Insurance - Payable to estate 7,537.00

6. Ashland Farmers Elevator - 10 shares
of stock

7. One (1) Lot of Household Goods

The approximate value of personal estate at date of
death is Eighty-five Thousand Dollars (\$85,000).

The approximate annual income from real estate is
undetermined.

The bond of the individual representative is Two
Hundred Thousand Dollars (\$200,000) with surety waived.

Martin Patrick Lathom

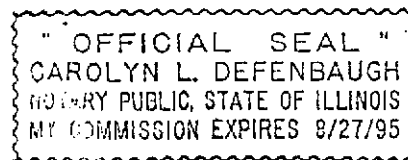
Martin Patrick Lathom
Independent Executor

Signed and sworn to before me

January 21, 1994.

Carolyn L. Defenbaugh

Notary Public



McCLURE, BRANNAN & HARDWICK
Attorneys for Independent Executor
P.O. Box 48
Virginia, IL 62691
Telephone: (217) 452-3037

The East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Thirty-three (33) except .63 of an acre in the Northeast corner thereof; and the East Half ($E\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Thirty-three (33), all in Township Seventeen (17) North, Range Eight (8) West of the Third Principal Meridian in Cass County, Illinois,

EXCEPT THE FOLLOWING TRACT:

Part of the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Thirty-three (33), Township Seventeen (17) North, Range Eight (8) West of the Third Principal Meridian, Cass County, Illinois, and more particularly described as follows:

Commencing at the Northwest corner of the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$); thence East along the North boundary of said tract 180.75 feet to a point; thence at right angles South 180.75 feet; thence at right angles West 180.75 feet, more or less, to the West boundary of the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$); thence at right angles North and along said West boundary a distance of 180.75 feet, more or less, to the point of beginning, consisting of three-fourths ($\frac{3}{4}$) of one acre, more or less.

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

FILED

DEC 18 1996

Evelyn H. Justice
Circuit Clerk, Cass County, IL

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

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NO. 93-P-63

FINAL REPORT OF INDEPENDENT REPRESENTATIVE

I, Martin Patrick Lathom, Independent Executor, hereby
submit the Final Report in the above estate and state:

1. Attached hereto as Exhibit "A" is the final
accounting in the above estate which contains a proposed
distribution to the beneficiaries of said estate.

2. Notice has been waived or given in accordance with
755 ILCS 5/6-10 and 755 ILCS 5/9-5.

3. Notice required by 755 ILCS 5/18-3 has been
published, and the first publication occurred more than six (6)
months prior to the date of this Report.

4. Copies of the estate Inventory and final accounting
have been mailed or delivered as required by 755 ILCS 5/28-6 and
755 ILCS 5/28-11.

5. Each claim filed has been allowed, disallowed,
compromised, dismissed, or is barred by law.

APPROVED:

_____, 1996.

JUDGE

6. All claims allowed have been paid in full.

7. No Illinois Inheritance Tax and Federal Estate Tax have been found to be due in this estate.

8. All administration expenses and other liabilities of the estate have been paid, and the administration of said estate has been completed.

9. The remaining assets of the estate have or will be distributed to the persons entitled thereto as set forth in the final accounting attached.

10. That the fees paid or payable to the independent representative and his attorneys have been approved by all interested parties.


11. The names and post office addresses, if known, of each person entitled to notice of the filing of this Report are:

G. Thomas Lathom
Centre Square West
32nd Floor
1500 Market Street
Philadelphia, PA 19102

Mary Francis Standley
14 Merrygrove Drive
Jacksonville, IL 62650

Elizabeth Ann Alexander
402 South Diamond Street
Jacksonville, IL 62650

Marty Lathom
Rural Route 1, Box 50
Pleasant Plains, IL 62677



Martin Patrick Lathom

STATE OF ILLINOIS)
) ss.
COUNTY OF CASS)

MARTIN PATRICK LATHOM, being first duly sworn upon his oath states that he has read the above and foregoing Final Report by his subscribed and the contents thereof are true.

Martin Patrick Lathom

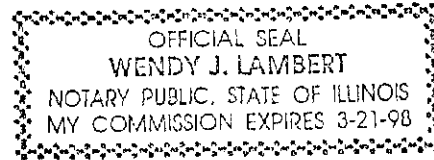
Martin Patrick Lathom

Signed and sworn to before me

December 18, 1996.

Wendy J. Lambert

Notary Public



McCLURE, BRANNAN & HARDWICK
Attorneys for Independent Executor
113 State Street
Beardstown, IL 62618
Telephone: 217-323-2211

ACCOUNTING AND FINAL DISTRIBUTION

ESTATE OF PATRICK DAVIN LATHOM, DECEASED

CASS COUNTY NUMBER 93-P-63

1. Attached are copies of all receipts and disbursements by the estate from December 8, 1993, to date. Other than real estate, there remains in the estate a balance of \$1,550.07, which your Independent Executor proposes to distribute as follows:

A. Elizabeth Ann Alexander	\$387.52
B. Mary F. Standley	\$387.52
C. G. Thomas Lathom	\$387.52
D. Martin Patrick Lathom	\$387.51
2. As was inventoried in the estate, the real estate in the estate consisted of a residence, the Davin Farm, the McCubbins Farm, and the Home Place. The residence has heretofore been sold and the net proceeds distributed equally to the beneficiaries of the estate. By agreement of the parties, the remaining real estate in the estate will be distributed partly to Martin Patrick Lathom, individually, being the South 80 acres and improvements on the Home Place, and the remaining real estate consisting of the North 80 acres of the Home Place, except a .63-acre tract and a .75-acre tract, the Davin Farm, and the estate's undivided $\frac{1}{2}$ interest in the McCubbins Farm will be distributed as equal tenants in common to Mary F. Standley, Elizabeth Ann Alexander, and G. Thomas Lathom, all as shown on the attached proposed "Release of Estate Interest in Real Estate."

EXHIBIT "A"

(PAGE FORTY ONE)

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

FILED

JAN 15 1997

Evelyn H. Hunter
Circuit Clerk, Cass County, IL

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

)
)
)
)
)

NO. 93-P-63

ENTRY OF APPEARANCE

I, G. Thomas Lathom, hereby enter my appearance, waive notice, and consent to the approval of the Final Report of Martin Patrick Lathom in the above-entitled estate, to the distribution of the remaining assets in the estate, both cash and real estate, as proposed, to the execution of a Release of Estate Interest in Real Estate as proposed in the Final Report, and upon accomplishing the aforesaid distributions, to the closure of the estate and the discharge of Martin Patrick Lathom, as Independent Executor.

G. Thomas Lathom

G. Thomas Lathom

McCLURE, BRANNAN & HARDWICK
Attorneys for Independent Executor
113 State Street
Beardstown, IL 62618
Telephone: (217) 323-2211

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

FILED

JAN 15 1997

Evelyn H. Hunter
Circuit Clerk, Cass County, IL

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

NO. 93-P-63

ENTRY OF APPEARANCE

I, Martin Patrick Lathom, hereby enter my appearance, waive notice, and consent to the approval of the Final Report of Martin Patrick Lathom in the above-entitled estate, to the distribution of the remaining assets in the estate, both cash and real estate, as proposed, to the execution of a Release of Estate Interest in Real Estate as proposed in the Final Report, and upon accomplishing the aforesaid distributions, to the closure of the estate and the discharge of Martin Patrick Lathom, as Independent Executor.

Martin Patrick Lathom

Martin Patrick Lathom

McCLURE, BRANNAN & HARDWICK
Attorneys for Independent Executor
113 State Street
Beardstown, IL 62618
Telephone: (217) 323-2211

FILED

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

JAN 15 1997

Evelyn H. Hunter
Circuit Clerk, Cass County, IL

ESTATE OF

PATRICK DAVIN LATHOM,

DECEASED

)
)
)
)
)

NO. 93-P-63

ENTRY OF APPEARANCE

I, Mary F. Standley, hereby enter my appearance, waive notice, and consent to the approval of the Final Report of Martin Patrick Lathom in the above-entitled estate, to the distribution of the remaining assets in the estate, both cash and real estate, as proposed, to the execution of a Release of Estate Interest in Real Estate as proposed in the Final Report, and upon accomplishing the aforesaid distributions, to the closure of the estate and the discharge of Martin Patrick Lathom, as Independent Executor.

Mary F. Standley

Mary F. Standley

McCLURE, BRANNAN & HARDWICK
Attorneys for Independent Executor
113 State Street
Beardstown, IL 62618
Telephone: (217) 323-2211

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

ESTATE OF	}	
PATRICK DAVIN LATHOM,	}	
DECEASED	}	NO. 93-P-63

RELEASE OF ESTATE INTEREST IN REAL ESTATE

Now comes Martin Patrick Lathom, the duly appointed, qualified, and now-acting Independent Executor of the Last Will and Testament of Patrick Davin Lathom, deceased, and in accordance with 755 ILCS 5/20-24(a) and 755 ILCS 5/28-10(a) does hereby release any and all interest which the said decedent's estate may have in the following-described real estate to the heirs or devisees hereinafter set forth:

Estate: Patrick Davin Lathom, Deceased

Decedent's Address: 217 North Illini Street, Ashland, Illinois

Date of Death: December 8, 1993

Court Name and Docket Number: Circuit Court of Cass County,
Number 93-P-63

Fiduciary: Martin Patrick Lathom, Independent Executor

Letters of Office Issued: December 29, 1993

Real Estate Legal Description: SEE EXHIBITS ATTACHED.

Addresses of Property: Rural Route Cass County, Illinois, and
Rural Route Sangamon County, Illinois

Recipients of Real Estate, per Final Report and Agreement of the
Parties:

1) Martin Patrick Lathom, recipient of the property described on
Exhibit "A" attached hereto.

2) G. Thomas Lathom, Elizabeth Ann Alexander, and Mary F.
Standley, as equal tenants in common, concerning the property
described on Exhibit "B" attached hereto.

STATE OF ILLINOIS)
)
COUNTY OF CASS)

Martin Patrick Lathom

ss.

I, _____, a Notary Public in and
for said County in the State aforesaid, do hereby certify that
MARTIN PATRICK LATHOM, appeared before me this day in person and
acknowledged that he signed, sealed, and delivered the above and
foregoing Release by him subscribed in his fiduciary capacity as
Independent Executor of the Last Will and Testament of Patrick
Davin Lathom, deceased.

Given under my hand and notarial seal, this _____ day
of _____, 1996.

Notary Public

This instrument prepared by:

Bobby G. Hardwick, Jr.
McClure, Brannan & Hardwick
113 State Street, P.O. Box 170
Beardstown, IL 62618-0170

McCLURE, BRANNAN & HARDWICK
Attorneys for Independent Executor
113 State Street
Beardstown, IL 62618
Telephone: (217) 323-2211

The East Half (E½) of the Southeast Quarter (SE¼) of Section
Thirty-three (33), all in Township Seventeen (17) North, Range
Eight (8) West of the Third Principal Meridian in Cass County,
Illinois.

The East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Thirty-three (33) except .63 of an acre in the Northeast corner thereof and also except the following tract:

Part of the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Thirty-three (33), Township Seventeen (17) North, Range Eight (8) West of the Third Principal Meridian, Cass County, Illinois, and more particularly described as follows:

Commencing at the Northwest corner of the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$); thence East along the North boundary of said tract 180.75 feet to a point; thence at right angles South 180.75 feet; thence at right angles West 180.75 feet, more or less, to the West boundary of the East Half ($E\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$); thence at right angles North and along said West boundary a distance of 180.75 feet, more or less, to the point of beginning, consisting of three-fourths ($\frac{3}{4}$) of one acre, more or less.

RECORDER'S NOTE: 2ND STAMP ADDED TO CLARIFY HANDWRITING.
2-6-97

STATE OF ILLINOIS
CASS COUNTY ss. No. 118412
Filed for record the 22nd
day of January A.D. 1997
at 3:30 o'clock P. M. and recorded
in book VV of Misc page 487-
Michael C. Kirschner 492
COUNTY CLERK & RECORDER

STATE OF ILLINOIS
CASS COUNTY ss. No. 118412
Filed for record the 22
day of January A.D. 1997
at 3:30 o'clock P. M. and recorded
in book VV of Misc page 487
Michael C. Kirschner 492
COUNTY CLERK & RECORDER

0118412

CIRCUIT COURT OF EIGHTH
JUDICIAL CIRCUIT, ILLINOIS
CASS COUNTY, IN PROBATE

ESTATE OF)
PATRICK DAVIN LATHOM,) NO. 93-P-63
DECEASED)

RELEASE OF ESTATE INTEREST IN REAL ESTATE

Now comes Martin Patrick Lathom, the duly appointed,
qualified, and now-acting Independent Executor of the Last Will
and Testament of Patrick Davin Lathom, deceased, and in accor-
dance with 755 ILCS 5/20-24(a) and 755 ILCS 5/28-10(a) does
hereby release any and all interest which the said decedent's
estate may have in the following-described real estate to the
heirs or devisees hereinafter set forth:

Estate: Patrick Davin Lathom, Deceased

Decedent's Address: 217 North Illini Street, Ashland, Illinois

Date of Death: December 8, 1993

Court Name and Docket Number: Circuit Court of Cass County,
Number 93-P-63

Fiduciary: Martin Patrick Lathom, Independent Executor

Letters of Office Issued: December 29, 1993

- 1 -

998

Real Estate Legal Description: SEE EXHIBITS ATTACHED.

Addresses of Property: Rural Route Cass County, Illinois, and
Rural Route Sangamon County, Illinois

Recipients of Real Estate, per Final Report and Agreement of the
Parties:

1) Martin Patrick Lathom, recipient of the property described on
Exhibit "A" attached hereto.

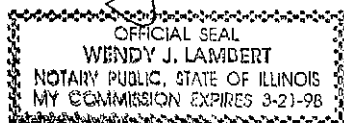
2) G. Thomas Lathom, Elizabeth Ann Alexander, and Mary F.
Standley, as equal tenants in common, concerning the property
described on Exhibit "B" attached hereto.

Martin Patrick Lathom
Martin Patrick Lathom

STATE OF ILLINOIS)
) ss.
COUNTY OF CASS)

I, Wendy J. Lambert, a Notary Public in and
for said County in the State aforesaid, do hereby certify that
MARTIN PATRICK LATHOM, appeared before me this day in person and
acknowledged that he signed, sealed, and delivered the above and
foregoing Release by him subscribed in his fiduciary capacity as
Independent Executor of the Last Will and Testament of Patrick
Davin Lathom, deceased.

Given under my hand and notarial seal, this 15th day
of JANUARY, 1997.



Wendy J. Lambert
Notary Public

This instrument prepared by:

Bobby G. Hardwick, Jr.
McClure, Brannan & Hardwick
113 State Street, P.O. Box 170
Beardstown, IL 62618-0170

McCLURE, BRANNAN & HARDWICK
Attorneys for Independent Executor
113 State Street
Beardstown, IL 62618-0170
Telephone: (217) 323-2211

The East Half (E½) of the Southeast Quarter (SE¼) of Section
Thirty-three (33), all in Township Seventeen (17) North, Range
Eight (8) West of the Third Principal Meridian in Cass County,
Illinois.

SOUTH PART/HOME PLACE

EXHIBIT "A"

(PAGE SEVENTY)

0190

The East Half (E $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section Thirty-three (33) except .63 of an acre in the Northeast corner thereof and also except the following tract:

Part of the East Half (E $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$) of Section Thirty-three (33), Township Seventeen (17) North, Range Eight (8) West of the Third Principal Meridian, Cass County, Illinois, and more particularly described as follows:

Commencing at the Northwest corner of the East Half (E $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$); thence East along the North boundary of said tract 180.75 feet to a point; thence at right angles South 180.75 feet; thence at right angles West 180.75 feet, more or less, to the West boundary of the East Half (E $\frac{1}{2}$) of the Northeast Quarter (NE $\frac{1}{4}$); thence at right angles North and along said West boundary a distance of 180.75 feet, more or less, to the point of beginning, consisting of three-fourths ($\frac{3}{4}$) of one acre, more or less.

NORTH PART/HOME PLACE

EXHIBIT "B"

Page 1

(PAGE SEVENTY ONE)